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8 IN RE PG&E CORPORATION  
9 SECURITIES LITIGATION  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Case No. [5:18-cv-03509-EJD](#)

**ORDER STAYING ACTION PENDING  
RESOLUTION OF CHAPTER 11  
BANKRUPTCY**

13 Defendant PG&E Corporation has filed a petition for bankruptcy. Dkt. No. 103. Pursuant  
14 to section 362(a) of the Bankruptcy Code (the “Automatic Stay”), the filing of a bankruptcy  
15 petition “operates as a stay, applicable to all entities,” of, among other things “the commencement  
16 or continuation, including the issuance or employment of process, of a judicial, administrative, or  
17 other action or proceeding against the debtor that was or could have been commenced before the  
18 commencement of the case under [the Bankruptcy Code], or to recover a claim against the debtor  
19 that arose before the commencement of the [bankruptcy] case” and “any act to obtain possession  
20 of property of the estate or of property from the estate or to exercise control over property of the  
21 estate.” 11 U.S.C. § 362(a)(1), (3). Accordingly, this action is STAYED as to PG&E.

22 Further, because of the overlap between the bankruptcy proceedings and the instant  
23 securities fraud action, the Court STAYS the action as to the remaining director and officer  
24 defendants pending resolution of the bankruptcy proceedings. *See Tuller v. Tintri, Inc.*, No. 17-  
25 5714, 2018 WL 4385652, at \*2-3 (N.D. Cal. Sept. 14, 2018) (concluding that a stay of securities  
26 litigation against non-debtors pending issuer’s bankruptcy was “in the interest of efficiency and  
27 will avoid relitigation of the issues presented”). A stay of the entire action “is in the interest of  
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1 efficiency" and would avoid proceeding on a piecemeal basis. *Id.* at \*3.

2 The Clerk of Court shall administratively close the case. This is an internal procedure that  
3 does not affect the substantive rights of the parties. The parties may file a motion to reopen the  
4 case upon resolution of the bankruptcy proceedings, if appropriate.

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6 **IT IS SO ORDERED.**

7 Dated: September 30, 2022

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11 EDWARD J. DAVILA  
12 United States District Judge

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United States District Court  
Northern District of California